



61-05-00
CONTINUING PATENT APPLICATION TRANSMITTAL
(for Continuing Applications
under 37 C.F.R. §1.53(b))

Attorney Docket No. BSCF 015 C7



Box PATENT APPLICATION
Commissioner of Patents and Trademarks
ATTENTION: Assistant Commissioner
for Patents
Washington, D.C. 20231

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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) I hereby certify that this paper or fee is being deposited with the United
States Postal Service "Express Mail Post Office to Addressee" Service
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20231.

) Julie R. Whalen

) (Typed or printed name of person mailing)

) Julie R. Whalen

) (Signature of person mailing)

Sir:

This is a request under 37 C.F.R.
§1.53(b) for filing a:

- (X) Continuation application,
() Divisional application,
() Continuation-in-Part application,

Of Application Serial No. 09/140,052, filed August 26, 1998, still pending, which is a

Continuation of Serial No. 08/175,781, filed on December 30, 1993, now U.S. Patent No. 5,801,873;

Which is a Continuation of Serial No. 07/874,175, filed on April 23, 1992, now U.S. Patent No. 5,751,467;

Which is a Continuation of 07/760,877, now abandoned;

Which is a Divisional of Serial No. 07/422,601, now abandoned;

Which is a Divisional of Serial No. 06/846,354, filed March 31, 1986, now U.S. Patent No. 4,902,108.

1. (X) This is a continuation or divisional application. Enclosed is a copy of the prior application as originally filed, including specification, claims and oath or declaration. As stated in paragraph 10, new formal drawings that were submitted with the prior application are enclosed.

- or -

() Enclosed is a patent application (for continuation, divisional, or continuation-in-part applications) containing:

() _____ pages of the specification (including claims).

() _____ sheets of drawings () Formal () Informal.

2. (X) The entire disclosure of the prior application, from which a copy of the executed oath or declaration is supplied, is considered as being part of the disclosure of this new application under 37 C.F.R. §1.53(b), and is hereby incorporated by reference therein. A copy of the executed oath or declaration filed in the prior nonprovisional application is enclosed.

3. (X) Inventorship:

() A newly-executed oath or declaration and power of attorney is enclosed (for continuation-in-part applications, or for continuation or divisional applications naming an inventor not named in the prior application) (§1.63(a), (d)(5) and (e)).

(X) A copy of the executed oath or declaration and power of attorney filed in the prior nonprovisional application showing a signature, or an indication thereon that it was signed, is enclosed (for continuation or divisional applications filed by all, or by fewer than all, of the inventors named in the prior application) (§1.63(d)).

() Because this application is being filed by fewer than all of the inventors named in the prior application, delete the following inventor(s) named in the prior nonprovisional application (37 C.F.R. §1.63(d)(1)(2)):

_____.

() The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted oath or declaration and power of attorney (§1.41(a) and §1.53(b)).

4. () Amend the specification by inserting before the first line the sentence: --This is a [] continuation, [] division, [] continuation-in-part, of application number __, filed _____.

5. () Assignment(s) of the invention to Gentex Corporation, and cover sheet are enclosed.

() A check in the amount of \$_____ to cover the fee for recording the assignment(s) is enclosed.

6. (X) The prior application is assigned of record to
Gentex Corporation, Reel 4537, Frame 0966.

7. () Small Entity Status (37 C.F.R. §1.28(a)(2)):

() A statement of status as a small entity is enclosed.

() A statement of status as a small entity was filed in the prior application, and small entity status is still proper and desired in this new nonprovisional application.

() Status as a small entity is no longer claimed.

8. () A 37 C.F.R. §3.73(b) statement is enclosed (where an assignee seeks to take action in a matter before the Patent Office).

9. (X) A preliminary amendment is enclosed.

10. (X) Drawings:

() Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May be used only if signed by person authorized by §1.138 and before payment of base issue fee.)

(X) New formal drawings that were submitted with the prior application are enclosed.

() Informal drawings are enclosed.

11. () A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.

12. (X) An Information Disclosure Statement is enclosed.

(X) A Form PTO-1449 is enclosed.

(X) 38 References (copies) listed on the Form PTO-1449 are enclosed.

13. () A MicroFiche Computer Program (Appendix) is enclosed.

14. (X) A Return Receipt Postcard is enclosed (MPEP §503).

15. () A Nucleotide and/or Amino Acid Sequence Submission is enclosed.

() A Computer Readable Copy is enclosed.

() A Paper Copy (Identical to Computer Copy) is enclosed.

() A Statement Verifying Identity of above Copies is enclosed.

16. () Priority of application number ____/____ filed on _____ in _____ is claimed under 35 U.S.C. §119.

() The certified copy of the priority document has been filed in prior application number ____/____, filed _____.

() A certified copy of the priority document is enclosed.

() An English translation of the priority document is enclosed.

17. (X) Power of Attorney:

(X) The power of attorney in the prior application is to:

Brian J. Rees Reg. No. 36,648
Gentex Corporation
600 North Centennial Street
Zeeland, Michigan 49464

() The power appears in the original papers in the prior application.

(X) Since the power does not appear in the original papers in the prior application, a copy of the power in the prior application is enclosed.

18. () Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

19. (X) The filing fee is calculated below:

Fee Calculation for Claims as Filed in the Preliminary Amendment, Less Any Claims Cancelled by Amendment

(a) Basic Fee		\$ 690.00
(b) Independent Claims	<u>6</u> - 3 = <u>3</u> x \$ 78.00 =	\$ <u>234.00</u>
(c) Total Claims	<u>16</u> - 20 = <u>0</u> x \$ 18.00 =	\$ _____
(d) Fee for Multiply Dependent Claims	\$270.00	\$ <u>270.00</u>
Total of above Calculation		\$ <u>1194.00</u>
Reduction by 50% for Filing by Small Entity		\$ _____
Total		\$ <u>1194.00</u>

20. () A check in the amount of \$ _____ is enclosed.

21. (X) The Commissioner is hereby authorized to charge \$1194.00 as well as, any fees which may be required under 37 C.F.R. §§1.16 and 1.17 and are not paid herewith, or credit any overpayment, to Deposit Account Number 07-1070. A duplicate copy of this request is enclosed.

22. () Also enclosed:

23. (X) Address all future communications to:

GENTEX CORPORATION
ATTENTION: Brian J. Rees
600 North Centennial Street
Zeeland, Michigan 49464
Telephone: (616) 772-1800 x365
Facsimile: (616) 772-5223

1-4-00
(Date)

B. J. Rees
Brian J. Rees
Registration No. 36,648
(x) Attorney or agent of record
() Filed under §1.34(a)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Harlan J. Byker
Serial No. :
Filed : Herewith
Group Art Unit :
Examiner :
For : VARIABLE TRANSMITTANCE
ELECTROCHROMIC DEVICES

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" Label Number : EJ551218306US
Date of Deposit : January 4, 2000

I hereby certify that the above-identified continuing patent application, attached hereto, as well as a preliminary amendment, declaration, associate power of attorney, 1.53b transmittal letter, information disclosure statement along with Form 1449 and 38 references and formal drawings are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box Patent Application, Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Julie R. Whalen
Julie R. Whalen

1-04-2000
Date